

olution, as I am bound to do by the caucus.

THE SPEAKER:⁽⁷⁾ The question is on ordering the previous question.

MR. [B.F.] SISK [of California]: Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 134, nays 254, not voting 46. . . .

THE SPEAKER: The Chair recognizes the gentleman from California (Mr. Sisk).

MR. SISK: Mr. Speaker, I offer an amendment.

The Clerk read as follows:

Amendment offered by Mr. Sisk: On page 2, strike out lines 1 through 25, and on page 3, strike out lines 1 through 18.

THE SPEAKER: The gentleman from California is recognized for 1 hour.

§ 24. Effect of Adjournment

Adjournment After Motion for Previous Question

§ 24.1 Where a quorum failed on ordering the previous question on a bill under consideration on a Calendar Wednesday, and the House adjourned, the vote went over until the next Calendar Wednesday.

7. Carl Albert (Okla.).

On Mar. 7, 1935,⁽⁸⁾ the following occurred on the floor of the House:

MR. [FREDERICK R.] LEHLBACH [of New Jersey]: Mr. Speaker, a parliamentary inquiry.

THE SPEAKER:⁽⁹⁾ The gentleman will state it.

MR. LEHLBACH: Yesterday the previous question was moved on a bill then pending, and upon a division the vote was 36 to 16, whereupon a point of no quorum was made. Under the rules of the House there would follow an automatic roll call on the question of ordering the previous question, but before proceedings could be had the gentleman from New York [Mr. O'Connor] moved that the House adjourn, and the House accordingly adjourned. My inquiry is, Is the motion for the previous question still pending?

THE SPEAKER: The motion is pending and the vote will again be taken the next time the committee is called under the Calendar Wednesday rule; that will be the first business in order when the Judiciary Committee is again called on Calendar Wednesday.

§ 24.2 If the previous question is ordered on a bill and amendments thereto, and the House adjourns, the bill becomes the unfinished business the following day and separate votes may be demanded on the amendments at that time.

8. 79 CONG. REC. 3121, 74th Cong. 1st Sess.

9. Joseph W. Byrns (Tenn.).

On May 17, 1939,⁽¹⁰⁾ the House was considering H.R. 6264, relating to public works on rivers and harbors. The following then occurred:

MR. [JOSEPH J.] MANSFIELD [of Texas]: Mr. Speaker, I move the previous question on the bill and all amendments to final passage.

The previous question was ordered.

MR. [SAM] RAYBURN [of Texas]: Mr. Speaker, a parliamentary inquiry.

THE SPEAKER:⁽¹¹⁾ The gentleman will state it.

MR. RAYBURN: Were the House to adjourn at this time, would the present bill be pending business tomorrow?

THE SPEAKER: Answering the parliamentary inquiry of the gentleman from Texas, the Chair will state that the previous question having been ordered on the bill and all amendments to final passage, it would be the unfinished and privileged order of business tomorrow morning.

MR. RANKIN: Mr. Speaker, a parliamentary inquiry.

THE SPEAKER: The gentleman will state it.

MR. RANKIN: Can these individual amendments then be voted on?

THE SPEAKER: A separate vote can be demanded on them when that question is reached.⁽¹²⁾

E. MOTIONS TO REFER OR RECOMMIT

§ 25. In General

There are in the rules of the House four motions to refer: the ordinary motion provided for in the first sentence of clause 4, Rule XVI⁽¹³⁾ when a question is "under debate;" the motion to recommit with or without instructions after the previous question has been ordered on a bill or joint resolution to final passage, provided in the

second sentence of clause 4, Rule XVI; the motion to commit, with or without instructions, pending the motion for or after the ordering of the previous question as provided in clause 1, Rule XVII;⁽¹⁴⁾ and the motion to refer, with or without instructions, pending a vote in the House on a motion to strike out the enacting clause as provided in clause 7, Rule XXIII.⁽¹⁵⁾ The terms "refer,"

10. 84 CONG. REC. 5682, 76th Cong. 1st Sess.

11. William B. Bankhead (Ala.).

12. See also 72 CONG. REC. 8964, 71st Cong. 2d Sess., May 14, 1930; and 72 CONG. REC. 7774, 71st Cong. 2d Sess., Apr. 25, 1930.

13. *House Rules and Manual* §782 (1981).

14. *House Rules and Manual* §804. See 5 Hinds' Precedents §5569.

15. *House Rules and Manual* §875 (1981).